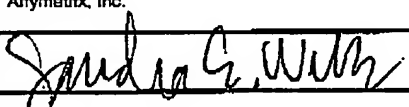


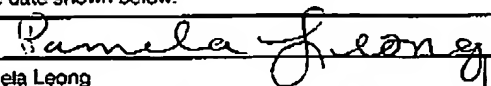
<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/796,323	
	Filing Date	March 9, 2004	
	First Named Inventor	Kyle B. Cole	
	Art Unit	1637	
	Examiner Name	Stephanie K. Mummert	
Total Number of Pages in This Submission	2	Attorney Docket Number	3649.1

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ENCLOSURES (check all that apply)		
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<div style="border: 1px solid black; padding: 2px;">Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm	Affymetrix, Inc.		
Signature			
Printed Name	Sandra E. Wells		
Date	2/24/06	Reg. No.	52,349

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Signature			
Typed or printed name	Pamela Leong	Date	2/24/06

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PATENT  
Attorney Docket No. 3649.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kyle B. Cole, et al.

Examiner: Stephanie K. Mummert

Serial No: 10/796,323

Art Unit No.: 1637

Filing Date: March 9, 2004

Title: **Amplification of nucleic acids**

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO RESTRICTION REQUIREMENT**

Sir:

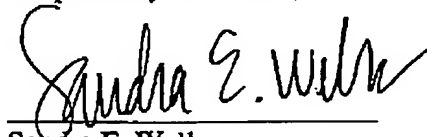
In response to the January 18, 2006 Restriction Requirement, the Examiner is requiring a restriction election between the following groups of claims:

- I. Claims 1-32, drawn to a method of amplification, classified in class 435, subclass 91.2+.
- II. Claims 33-37 drawn to a kit comprising amplification reagents, classified in class 435, subclass 6.

Applicants hereby elect the claims in Group I (claims 1-32) without traverse for further prosecution in the above application. Applicants reserve the right to re-present non-elected claims in a divisional or other related application.

No fee is believed to be due with the submission of this response. However, the Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account 01-0431.

Respectfully submitted,



Sandra E. Wells  
Reg. No.: 52,349

Date: 2/24/06